

Tentative Rulings

Law & Motion and Family Law Calendar for March 8, 2010

March 4, 2010, 4:00p.m.

Judge Janet Hilde
Department Two

To request a hearing on any matter on this calendar, you must call the Court at 530/283-6305 by 12:00 noon, March 5th, notice of the intention to appear must also be given to all other parties. If the clerk is not notified of a party's intention to appear, there will be no hearing and the tentative ruling becomes the order of the court.

Probate – 9:00a.m.

Case No. PR09-00044 - Conservatorship of Sherod

Tentative Ruling: **Appearance required.** The court has received the investigator's report.

Case No. PR07-6375 – Estate of Richards

Tentative Ruling: **Approved.** The court finds that notice has been given as required by law. Petitioner's first amended waiver of first and final account, report of administrator, for final distribution and imposition of lien in favor of Department of Health Care Services of the State of California is granted.

Case No. PR06-6341 – Guardianship of Rouse-Pierson

Tentative Ruling: **Appearance required.** The court will review the restraining order and visitation plans.

Case No. PR10-00001 – Guardianship of Flower

Tentative Ruling: **Appearance required.** The court has not received the investigator's report.

Case No. PR009-00030 – Matter of Gilmore

Tentative Ruling: **Appearance required.** The court will discuss visitation.

Case No. FL09-00175 – Gilmore vs. Kolosick

Tentative Ruling: **Appearance required.**

Case No. PR-09-00023 – Estate of Richardson

Tentative Ruling: **No appearance required.** The court finds that notice was waived. However, the inventory and appraisal includes assets that must be appraised by the probate referee, pursuant to Probate Code section 8901(d) and 8902. As a result, the court continues this hearing to May 10, 2010, at 9:00a.m., to allow time for the probate referee to appraise the stock.

Civil – 9:30a.m.

Case No. CV09-00093 – Bauer vs. Almanor Mfg.

Tentative Ruling: **Granted.** The court finds that notice has been given as required by law. No objection has been filed. Therefore, defense counsel's motion to be relieved as counsel is granted. This case will also be heard at 2:00p.m., for case management conference.

Case No. LC09-00270 – Capital One vs. Weaver

Tentative Ruling: **Granted.** The court finds that notice has been given as required by law. No objection has been filed. Therefore, plaintiff's motion to amend the complaint is granted. The First Amended Complaint will be filed on March 8, 2010. The defendant shall have 15 days from the date of service to file an answer to the First Amended Complaint.

Case No. CV10-00018 – Petition of Flores

Tentative Ruling: **Granted.** The court finds that notice has been given as required by law. No objections have been filed. Therefore, petitioner's petition for change of name is granted.

Case No. CV10-00016 – Petition of Clover

Tentative Ruling: **Approved.** The court finds that notice has been given as required by law. The court grants the petition and approves the proposed compromise of the minor's claim.

Case No. CV06-26517 – Mero vs. Gardner

Tentative Ruling: **No appearance required.** Having reviewed the automatic bankruptcy stay, the court takes the OSC off calendar and directs the parties to advise the court in 90 days whether the stay is lifted or the bankruptcy action is resolved so this case may be reset.

Case No. CV08-28209 – Sherrard vs. Sherrard

Tentative Ruling: **Appearance required.** The court will conduct the order for examination.

Family Law – 10:30a.m.

Case No. FL09-00092 – Mar. of Brokaw

Tentative Ruling: **Appearance required.** If a marital settlement agreement is presented to the court prior to the hearing, this matter may be taken off calendar.

Case No. FL10-00001 – Edmonds vs. Stephens

Tentative Ruling: **Appearance required.** If the court receives DNA results prior to the hearing, this matter may be taken off calendar.

Case No. FL01-22146 – Mar. of Lamattina

Tentative Ruling: **Appearance required.** The court has not received petitioner's income and expense declaration. If no income and expense declaration is filed prior to the hearing, the court will base spousal support on respondent's motion, and make the appropriate findings and order, retroactive to February 1, 2010, until further order of the court.

Case No. FL07-27643 – Mar. of Keppel

Tentative Ruling: **Appearance required.** The court will review the visitation plan.

Case No. FL08-27974 – Mar of Kohler

Tentative Ruling: **Appearance required.** The court will review the visitation orders. The court will also rule on petitioner's counsel's motion to be relieved as counsel.

Case No. FL10-00013 – Mar. of Mattingly

Tentative Ruling: **Appearance required.**

Case No. FL09-00302 – Mar. of Runge

Tentative Ruling: **Appearance required.** The court will review the evaluator's report with the parties.

Case No. FL09-00294 – Mar. of Runge

Tentative Ruling: **Appearance required.** The court will review the evaluator's report with the parties.

Case No. FL09-00300 – Mar. of Sellers

Tentative Ruling: **Appearance required.** The court has not received a proof of service on respondent.

Case No. FL04-25051 – Snyder vs. Martin

Tentative Ruling: **Appearance required.** The court will order the parties to mediation.

Case No. FL08-28565 – Mar. of Taddei

Tentative Ruling: **Appearance required.** The court will review the visitation plan.

Case No. FL04-24614 – Mar. of Woods

Tentative Ruling: **Appearance required.** The court will set the matter for a contested hearing.

CASE MANAGEMENT CONFERENCE TENTATIVE RULINGS

Case No. CV01-22149 – Aguilera vs. Lyons

Tentative Ruling: **Appearance required.**

Case No. LC09-00290 – Ford Motor Credit vs. Hinson

Tentative Ruling: **Appearance required.** The parties should be prepared to discuss ADR options and set a trial date.

Case No. CV09-00209 – McBride vs. Noland

Tentative Ruling: **Appearance required.** The parties should be prepared to discuss ADR options and set a trial date.

Case No. CV09-00065 – Adams vs. Fish & Game

Tentative Ruling: **Appearance required.** The court will schedule a date for plaintiff's Reply to the Opposition for Class Certification.

Case No. FL06-26807 – Mar. of Adams

Tentative Ruling: **Appearance required.** The court will review the visitation plan.

Case No. CV09-00093 – Bauer vs. Almanor Mfg.

Tentative Ruling: **No appearance required.** The court will vacate the readiness conference and trial dates based on the bankruptcy stay. The court will schedule a case management conference for July 12, 2010 at 2:00p.m.

Case No. LC09-00233 – Capital One vs. Lake

Tentative Ruling: **Appearance required.**

Case No. CV09-00229 – Citibank vs. Martinez

Tentative Ruling: **Appearance required.**

Case No. CV09-00134 – Environmental Alternatives vs. California Software

Tentative Ruling: **Appearance required.** The court will confirm the date for mediation and the mediator. The court will also set a jury trial.

Case No. CV09-00053 – Grant & Weber vs. Cameron

Tentative Ruling: **Appearance required.**

Case No. CV09-00103- Griffin vs. KG Walters Construction

Tentative Ruling: **Appearance required.** OSC hearing for Lawrence Moy, counsel for plaintiff.

Case No. CV09-00231 – Guy vs. Walker

Tentative Ruling: **Appearance required.**

Case No. CV08-00135 – Kirk vs. Limpert

Tentative Ruling: **Appearance required.** The court will hear the results of mediation.

Case No. CV07-27716 – Mar. of Medici

Tentative Ruling: **Appearance required.** The court will set the matter for a settlement conference and trial.

Case No. CV09-00168 – Money vs. RD&D Construction

Tentative Ruling: **Appearance required.** The court will set a mandatory settlement conference.

Case No. CV08-28372 – Moritz vs. Ramos

Tentative Ruling: **Appearance required.** OSC hearing for counsels' failure to appear.

Case No. LC09-00219 – National Business Factors vs. Stangel

Tentative Ruling: **Appearance required.** The parties should be prepared to discuss ADR options and set a trial date.

Case No. FL08-27911 – Mar. of Taylor

Tentative Ruling: **Appearance required.** If the settlement documents are filed prior to the hearing, this matter may be taken off calendar.

Case No. FL08-27906 – Mar. of Womack

Tentative Ruling: **No appearance required.** At the request of counsel, this matter is taken off calendar.